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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS CALLING A MUNICIPAL ELECTION FOR TUESDAY, NOVEMBER 7, 2006 AND REQUESTING THE SERVICES OF THE SANTA CLARA COUNTY REGISTRAR OF VOTERS AND CONSOLIDATION OF SAID ELECTION

WHEREAS, the City Council has heretofore adopted Chapter 200 – 1.00, Title I of the Milpitas Municipal Code pursuant to Elections Code §1301, determining that all General Municipal Elections shall be held on an established election day; and

WHEREAS, there is a Statewide Election to be held on Tuesday, November 7, 2006; and

WHEREAS, a General Municipal Election is necessary to fill the offices of Mayor and two Members of the City Council, whose terms are expiring:

NOW, THEREFORE, BE IT RESOLVED:

1. That a General Municipal Election shall be held and consolidated with the Statewide General Election on Tuesday, November 7, 2006.

2. The offices to be voted upon at such election are as follows:

   Office of Mayor of the City of Milpitas, full term, two years
   Member of City Council of the City of Milpitas, full term, four years
   Member of City Council of the City of Milpitas, full term, four years

3. The City Council of the City of Milpitas requests the Board of Supervisors of Santa Clara County to consolidate the Milpitas General Election with the Statewide General Election and to further provide that the canvass of election returns be made by the Board of Supervisors of Santa Clara County.

4. Election precincts, polling places, voting booths and election officers shall be the same as provided for the Statewide General Election to be held on November 7, 2006. The Santa Clara County Registrar of Voters is authorized and instructed to certify the returns of said election.

5. The City Clerk shall publish a "Notice of Election" pursuant to CA Elections Code §12101.

6. The City Clerk is hereby directed to deliver certified copies of this Resolution to the Clerk of the Board of Supervisors of Santa Clara County and the Registrar of Voters of Santa Clara County promptly upon its adoption.

PASSED AND ADOPTED this _____ day of _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: APPROVED:

_____   _____
Mary Lavelle, City Clerk   Jose S. Esteves, Mayor

APPROVED AS TO FORM:

_____
Steven T. Mattas, City Attorney

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS RELATING TO STATEMENTS OF QUALIFICATIONS OF CANDIDATES IN MUNICIPAL ELECTIONS

WHEREAS Section 13307 of California Elections Code permits the City Council to make a determination relative to the maximum number of words allowed in a Statement of Qualifications of candidates for public office, who shall bear the cost of printing, mailing, and translating such statements, and the payment of a deposit of the candidate's estimated pro rata share; and

WHEREAS, the City Council of the City of Milpitas desires to make determinations relative to these matters for the guidance of candidates in municipal elections,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Milpitas:

1. That a maximum of 200 words be allowed in a candidate's statement of qualifications;

2. That charges be levied against a candidate who submits a statement of qualifications on a pro rata basis with other candidates to meet the cost of printing, mailing, and translating into Chinese, Spanish, Tagalog, and Vietnamese languages, required per the federal Voting Rights Act as applied to Santa Clara County;

3. That a deposit for the estimated cost of the printing, mailing, and translating the candidate's statement shall be paid by the candidate at the time the statement is submitted to the City Clerk; and

4. That Resolution No. 7416 is replaced in its entirety.

PASSED AND ADOPTED this _____ day of _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: APPROVED:

_____   _____
Mary Lavelle, City Clerk   Jose S. Esteves, Mayor

APPROVED AS TO FORM:

_____
Steven T. Mattas, City Attorney